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**IN THE MATTER OF APPLICATION
OF DII-EMERALD SPRINGS, L.L.C. FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WASTEWATER
SERVICES.**

DOCKET NO. WS -20794A-11-~~0104~~

**IN THE MATTER OF THE APPLICATION
OF DII-EMERALD SPRINGS, L. L.C. FOR
APPROVAL OF RATES.**

DOCKET NO. WS-20794A-11-0279

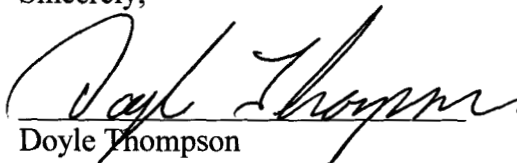
**IN THE MATTER OF THE APPLICATION
OF DOYLE THOMPSON FOR APPROVAL
OF A CERTIFICATE OF CONVENIENCE
AND NECESSITY TO PROVIDE SEWER
SERVICES.**

DOCKET NO. SW-20851A-12-0226

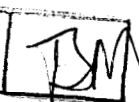
PROCEDURAL ORDER

On May 7, 2013, as ordered, I mailed the enclosed information. It was returned to me due to the fact that I used the wrong size paper to make the copies of the proof of publication sent to me from the newspaper. I have remedied that situation and am resubmitting the documents per the procedural order. Please accept my apologies for any inconvenience this may have caused this has caused.

Sincerely,


Doyle Thompson

Arizona Corporation Commission
DOCKETED
MAY 28 2013

DOCKETED BY 

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

2013 MAY 28 A 11:19

RECEIVED

**IN THE MATTER OF APPLICATION
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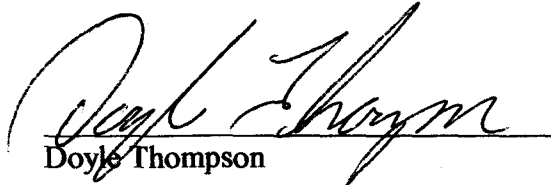
DOCKET NO. SW-20851A-12-0226

PROCEDURAL ORDER

On April 4, 2013, it was ordered that I, Doyle Thompson, ensure that public notice of the hearing in the above matter be published in one of the local newspapers and it will be in the newspaper on Wednesday, May 3, 2013 and I have enclosed proof of publish.

It was further ordered that I provide notice to all my tenants here at Copper State MH & RV Park along with their monthly statements and post it in a conspicuous location. It was passed out door to door and is hung on the outside of the office door at 48998 Sourdough Rd. Ehrenberg, AZ 85334 and that was done on April 28, 2013 and I have included the notice that was sent to my tenants and to the HOA home owners in the proposed CC&N service area. The HOA home owners were notified by email through their treasurer of the HOA by email.

It was further ordered that when all was completed that I inform the Commission no later than May 10, 2013, this is notification. This will be mailed certified to the Commission.


Doyle Thompson

SW-20851A-12-0226[Search](#)

Docket	Documents	Decisions	Case Schedule	Staff Assigned	Service List	Linked Dockets
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[Back](#)Service List ☒ PDF ☐ Web ☐ Word ☐ Excel**Service List:**

Company	Contact	Address	Date Added
	Curtis Cox	Assistant Attorney General Attorney General's Office 1275 W. Washington Phoenix, Arizona 85007	3/29/2013
	Arizona Reporting Service, Inc.	2200 N. Central Ave. -502 Phoenix, Arizona 85004-1481	1/11/2013
	Steve Wene	1850 N. Cental Ave, 1100 Phoenix, Arizona 85004	7/31/2012
	Julie LaBenz	1300 Joshua Ave., Suite B Parker, Arizona 85344	7/31/2012
	Henry Melendez	212 E. Rowland St. #423 Covina, California 91723	7/31/2012
	Steve Olea	1200 W. Washington St. Phoenix, Arizona 85007	6/8/2012
	Janice Alward	1200 W. Washington Phoenix, Arizona 85007	6/8/2012
Arizona Corporation Commission	Lyn Farmer	1200 W. Washington Phoenix, Arizona 85007-2927	6/8/2012
	Doyle Thompson	P.O. Box 287 Ehrenberg, Arizona 85334	6/8/2012

WS-20794A-11-0140

7012 2920 0000 7754 3328

U.S. Postal Service™
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For delivery information visit our website at www.usps.com

OFFICIAL USE

PHOENIX AZ 85007

Postage	\$ 5.80	0073
Certified Fee	\$3.10	
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$8.90	05/07/2013

MAX 07 2013

Sent to **Corp Commission**

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City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

CAPITOL STATION
 PHOENIX, Arizona
 850099998
 0363680073-0099
 05/07/2013 (800)275-8777 12:39:01 PM

Sales Receipt

Product Description	Sale Unit Qty	Unit Price	Final Price
@@ PHOENIX AZ 85007			\$5.80
Zone-1 Priority Mail			
1 lb. 13.50 oz.			
Expected Delivery: Wed 05/08/13			
@@ Certified			\$3.10
Label #:		70122920000077543328	

Issue PVI: \$8.90

Total: \$8.90

Paid by:
 Cash \$9.00
 Change Due: -\$0.10

@@ For tracking or inquiries go to
 USPS.com or call 1-800-222-1811.

Order stamps at usps.com/shop or
 call 1-800-Stamp24. Go to
usps.com/clicknship to print
 shipping labels with postage. For
 other information call
 1-800-ASK-USPS.

 Get your mail when and where you
 want it with a secure Post Office
 Box. Sign up for a box online at
usps.com/poboxes.

Bill#:1000101200201
 Clerk:07

All sales final on stamps and postage
 Refunds for guaranteed services only
 Thank you for your business

WS-20194A-11-0640

Notice to Tenants

We are still working on yard cleaning. If you have any large items in your yard that you need help removing, please call the office

As I told you last month, I would keep you informed on what was going on with the sewer plant situation, here is a copy of the latest Public Notice coming out in the Palo Verde Valley Times on Wednesday, May 1, 2013.

**IN THE MATTER OF THE APPLICATIONS OF DII-EMERALD SPRINGS,
L.L.C. AND DOYLE THOMPSON FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY AND APPROVAL OF RATES TO
PROVIDE SEWER SERVICE TO AN AREA IN THE LA PAZ COUNTY
INCLUDING THE EMERALD SPRINGS SUBDIVISION.
(DOCKET NOS. WS-20794A-11-0140 ET AL.)**

Summary

On April 4, 2011, DII-Emerald Springs, L.L.C. ("DII") filed an application for a Certificate of Convenience and Necessity ("CC&N") to provide sewer service to a CC&N service area including a subdivision in Ehrenberg known as Emerald Springs. At the time, DII considered the Emerald Springs Homeowners' Association ("HOA") to be DII's only customer as the HOA would be billed for service and would then bill its members. On July 15, 2011, DII filed a rate application for the same service area, to which DII had been providing sewer service since 2004. In September 2011, DII's CC&N and rate application were consolidated to proceed as one matter.

In March 2012, the HOA, through its own actions, ceased receiving sewer service from DII and began receiving sewer service from Doyle Thompson, who was already providing sewer service to Copper State Mobile Home & RV Park ("Copper State Park"), for which he is identified as the owner.

In March 2012, intervention in the DII matters was granted to the HOA and jointly to Robhana, INC. and Charles Dunn Capital, Inc. In April 2012, intervention in the DII matters was granted to Mr. Thompson, who indicated that he would be filing an application for a CC&N to provide sewer service.

On June 7, 2012, Mr. Thompson filed an application for a CC&N to provide sewer service to a CC&N service area including Emerald Springs. The HOA has expressed support for Mr. Thompson's CC&N application.

In July 2012, the dockets for Mr. Thompson's application and DII's applications were consolidated, to allow the Commission to consider and resolve the competing applications and rate proposals through a single proceeding.

DII has proposed that the HOA be charged a flat monthly rate to cover service to all of its members. DII has not proposed a specific rate, but was charging the HOA a monthly rate of \$3041.18 at the time service was disconnected. In December 2011 Staff Report, the commission's Utilities Division ("Staff") recommended that DII be granted a CC&N and authorized to charge a monthly rate of \$125.00 per completed residential connection (of which there were then 43, per the Staff Report).

Mr. Thompson has reported that he is currently charging the HOA \$50.00 per residential connection, for a total of \$2000.00 per month (40 residential connections within 52 existing lots in Emerald Springs). Mr. Thompson has proposed that he be authorized to charge the following rates: \$75.00 per on-site built home, \$30.00 per mobile home space, and \$15.00 per RV space.

On March 8, 2013, Staff issued a Consolidated Staff Report providing Staff's recommendations as to both DII applications as well as Mr. Thompson's application. Staff now recommends that DII not be granted a CC&N. Staff further recommends that if DII's CC&N application is granted by the Commission,

DII be authorized to assess a monthly usage charge of \$125.00 per completed residential connection. Staff also recommends that Mr. Thompson not be granted a CC&N. Because Mr. Thompson is currently providing service both to Emerald Springs and Copper State Park, Staff further recommends that Mr. Thompson continue to serve Emerald Springs and Copper State Park and assess the following monthly charges for such service:

Per HOA lot: \$149.85 Per Mobile Home: \$89.91 Per RV: \$44.95

The Commission is not bound by the proposals made by DII, Mr. Thompson, Staff, or any intervenor. **The rates approved by the Commission will not necessarily be the rates proposed by any party to this proceeding, including Staff, and be higher or lower than the rates proposed.** The Commission will issue a Decision regarding the applications following consideration of testimony and evidence presented at an evidentiary hearing.

How You Can View or Obtain a copy of the Applications

Copies of the applications and other documents filed in these consolidated matters are available for inspection during regular business hours at the Commission's Docket Control Center at 1200 West Washington Street, Phoenix, AZ 85007, and at any time on the Internet via the Commission's website (www.azcc.gov) using the e-Docket function, located at the bottom of the webpage. Copies of DII's applications are also available from DII at 212 East Rowland Street #423, Covina, CA 91723. Copies of Mr. Thompson's application are also available from Mr. Thompson at Copper State, 48998 Sourdough Road, Ehrenberg, AZ 85334.

Public Hearing Information

The Commission will hold a hearing on this matter beginning **July 23, 2013, at 10:00 a.m.**, in hearing room No. 2, at the Commission's offices at 1200 West Washington Street, Phoenix, AZ 85007. Public comments will be taken on the first day of hearing. Written public comments may be submitted at any time by mailing a letter, referencing **Docket Nos. WS-20794a-11-0140 et al.**, to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington Street, Phoenix, AZ 85007. If you require assistance, you may contact the Consumer Services Section at 1-800-222-7000.

About Intervention

Any person entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. The granting of intervention entitles a person to participate as a party at hearing by presenting sworn evidence and cross-examining other party's witnesses. **If you wish to intervene, you must file original and 13 copies of a written motion to intervene with the Commission's Docket Control Center no later than June 10, 2013, and send a copy of the motion to all parties of record or their counsel.** Contact information may be obtained using the Commission's e-Docket function.

Your motion to intervene must contain the following:

1. Your name, address, and telephone number, and name, address and telephone number of any person upon whom service of documents is to be made, if not yourself;

2. A short statement of your interest in the proceeding (e.g., a customer of either applicant, a property owner in the proposed CC&N service area, etc.); and
3. A statement certifying that you have mailed a copy of the motion to intervene to all parties of record in the case or to their counsel.

The granting of motions to intervene is governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before June 10, 2013.

If representation by counsel is required by Arizona Supreme Court Rule 31, intervention will be conditioned upon the intervenor obtaining counsel to represent the intervenor. A sample intervention request form is available on the Commission's website at <http://www.azcc.gov/divisions/utilities/forms/interven.pdf>.

If you do not intervene, you will receive no further notice of the proceedings in this docket. **However, all documents filed in this docket are available online** (usually within 24 hours after docketing) at the Commission's website, www.azcc.gov, using the e-Docket function, located at the bottom of the webpage. RSS feeds are also available through e-Docket.

ADA/Equal Access Information

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator, Shaylin Bernal, E-mail SAbernal@azcc.gov, voice phone number 602-542-3931. Requests should be made as early as possible to allow time to arrange the accommodations.

WS-20794A-11-0140

PROOF OF PUBLICATION

(2015.2 C.C.P.)

STATE OF CALIFORNIA,

COUNTY OF RIVERSIDE

I am a citizen of the United States and a resident of the County Aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of the

Palo Verde Valley Times

a newspaper of general circulation, printed

and published BI-WEEKLY

in the CITY OF BLYTHE

COUNTY OF RIVERSIDE, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the COUNTY OF RIVERSIDE,

State of California, under the date of JUNE 20, 1952, CASE NUMBER 54744; that the notice, of which the annexed has a printed copy (set in type not smaller than nonpareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

Pub.: May 1, 2013

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

DATED AT BLYTHE, CALIFORNIA

May 3, 2013

Signature:

Palo Verde Valley Times

153 S. Broadway, Blythe, California 92225

P.O. Box 1159, Blythe, California 92226

IN THE MATTER OF THE APPLICATIONS OF DII EMERALD SPRINGS, L.L.C. AND DOYLE THOMPSON FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY AND APPROVAL OF RATES TO PROVIDE SEWER SERVICE TO AN AREA IN LA PAZ COUNTY INCLUDING THE EMERALD SPRINGS SUBDIVISION. (DOCKET NOS. WS-20794A-II-014 ET AL.)

Summary

On April 4, 2011, DII-Emerald Springs, L.L.C. ("DII") filed an application for a Certificate of Convenience and Necessity ("CC&N") to provide sewer service to a subdivision in Ehrenberg known as Emerald Springs. At the time, DII considered the Emerald Springs Homeowners' Association ("HOA") to be its only customer, as that HOA would be billed for service and would then bill its members. On July 15, 2011, DII filed a rate application for the same service area, to which DII had been providing sewer service since 2004. In September 2011, DII's CC&N and rate applications were consolidated to proceed as one matter.

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On June 7, 2012, Mr. Thompson filed an application for a CC&N to provide sewer service to a CC&N service area including Emerald Springs. The HOA has expressed support for Mr. Thompson's CC&N application.

In July 2012, the dockets for Mr. Thompson's application and DII's applications were consolidated, to allow the Commission to consider and resolve the competing applications and rate proposals through a single proceeding.

DII has proposed that the HOA be charged a flat monthly rate to cover service to all of its members. DII has not proposed a specific rate, but was charging the HOA a monthly rate of \$3,041.16 at the time service was disconnected. In a December 2011 Staff Report, the Commission's Utilities Division ("Staff") recommended that DII be granted a CC&N and authorized to charge a monthly rate of \$125.80 per completed residential connection (of which there were then 43, per the Staff Report).

Mr. Thompson has reported that he is currently charging the HOA \$50.00 per residential 24 connection, for a total of \$2,000 per month (40 residential connections within 52 existing lots in Emerald Springs). Mr. Thompson has proposed that he be authorized to charge the following rates: \$75.00 per on-site built home, \$30.00 per mobile home space, and \$15.00 per RV space.

On March 8, 2013, Staff issued a Consolidated Staff Report providing Staff's recommendations as to both applications as well as Mr. Thompson's application. Staff now recommends that DII not be granted a CC&N. Staff further recommends that if DII's CC&N application is granted by the Commission, DII be authorized to assess a monthly usage charge of \$125.80 per completed residential connection. Staff also recommends that Mr. Thompson not be granted a CC&N. Because Mr. Thompson is currently providing service both to Emerald Springs and Copper State Park, Staff further recommends that Mr. Thompson continue to serve Emerald Springs and Copper State Park and assess the following monthly charges for such service:

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The Commission is not bound by the proposals made by DII, Mr. Thompson, Staff, or any intervenor. The rates approved by the Commission will not necessarily be the rates proposed by any party to this proceeding, including Staff, and may be higher or lower than the rates proposed. The Commission will issue a Decision regarding the applications following consideration of testimony and evidence presented at an evidentiary hearing.

Any person entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. The granting of intervention entitles a person to participate as a party at hearing by presenting sworn evidence and cross-examining other party's witnesses. If you wish to intervene, you must file an original and 13 copies of a written motion to intervene with the Commission's Docket Control Center no later than June 10, 2013, and send a copy of the motion to all parties of record or their counsel. Contact information may be obtained using the Commission's e-Docket function. Your motion to intervene must contain the following:

1. Your name, address, and telephone number, and the name, address, and telephone number of any person presented at an evidentiary hearing.

Public Hearing Information
The Commission will hold a hearing on this matter beginning July 23, 2013, at 10:00 a.m., in Hearing Room No. 2, at the Commission's offices at 1200 West Washington Street, Phoenix, AZ 85007. Public comments will be taken on the first day of hearing. Written public comments may be submitted at any time by mailing a letter, referencing Docket Nos. WS-20794A-II-0140 et al., to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington Street, Phoenix, AZ 85007. If you require assistance, you may contact the Consumer Services Section at 1-800-222-7000.

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(2015.2 C.C.P.)

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COUNTY OF RIVERSIDE

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Pub.: May 1, 2013

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

DATED AT BLYTHE, CALIFORNIA

May 3, 2013

Signature:



**Palo Verde Valley
Times**

153 S. Broadway, Blythe, California 92225

P.O. Box 1159, Blythe, California 92226

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2. A short statement of your interest in the proceeding (e.g., a customer of either 24 applicant, a property owner in the proposed CC&N service area, etc.); and

3. A statement certifying that you have mailed a copy of the motion to intervene to all parties of record in the case or to their counsel.

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Ilin Bernal, E-mail SABernal@azcc.gov, voice phone number 602-542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.
Pub: May 1, 2013